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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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re application of: DELURGIO et al.

Attorney Docket No.: DEM1P004

Application No.: 09/741,957

Examiner: COLBERT, Ella

Filed: December 20, 2000

Group: 3624

Title: FINANCIAL MODEL ENGINE

Confirmation No.: 7258

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Mail Stop: Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**Certificate of Mailing**

I hereby certify that this correspondence is being  
deposited with the United States Postal Service as First  
Class Mail to: Commissioner for Patents, P.O. Box 1450,  
Alexandria, VA 22313-1450 on October 12, 2005.

**October 12, 2005**

Signed: \_\_\_\_\_

Kang S. Lim

Dear Sirs:

**INFORMATION DISCLOSURE STATEMENT FILED****UNDER 37 C.F.R. §§ 1.56 AND 1.97(b)**

Pursuant to 37 C.F.R. § 1.56, Applicants bring the following documents to the  
Examiner's attention in the referenced application.

Citation of the above documents shall not be construed as an admission that the  
documents are necessarily prior art with respect to the referenced application. Furthermore,  
citation of the above documents shall not be construed as a representation that a search has been  
made or an admission that the information cited herein is, or is considered to be, material to  
patentability as defined in 37 C.F.R. § 1.56(b).

Pursuant to 37 C.F.R. § 1.97, this Information Disclosure Statement is being submitted  
under one of the following (as indicated by an "X" to the left of the appropriate paragraph):

\_\_\_ 37 C.F.R. § 1.97(b). This Information Disclosure Statement is: (i) filed within three (3) months of the filing date of the above-referenced application, (ii) believed to be filed before the mailing date of a first Office Action on the merits or, (iii) believed to be filed before the mailing of a first Office Action after the filing of a Request for Continued Examination under § 1.114. Accordingly, it is believed that no fees are due in connection with the filing of this Information Disclosure Statement.

X 37 C.F.R. § 1.97(c). This Information Disclosure Statement is filed after the period specified in C.F.R. § 1.97(b), but is believed to be filed before the mailing date of either (i) a final action under § 1.113 or, (ii) a notice of allowance under § 1.311.

\_\_\_ A certification pursuant to 37 C.F.R. § 1.97(e) or

X The commissioner is authorized to charge \$180.00 for the fee under 37 C.F.R. § 1.17(p), to our Deposit Account No. 502-766 (Order No. DEM1P004).

If the Examiner has any questions or comments with respect to the present application, the Examiner is respectfully invited to telephone the undersigned at (925) 570 8198. The Commissioner is authorized to charge any additional fees that may be due to our Deposit Account No. 50-2766 (Order No. KL-DEM1P004).

**LAW OFFICES OF KANG S. LIM**  
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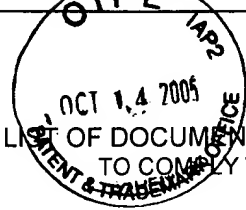
Respectfully submitted,



Kang S. Lim  
Attorney for Applicant(s)  
Reg. No. 37,491

**CUSTOMER NO. 36088**

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|  | U.S. DEPARTMENT OF COMMERCE<br>PATENT AND TRADEMARK OFFICE |  | ATTY. DOCKET NO.<br>DEM1P004 | SERIAL NO.<br>09/741,957 |
|  | APPLICANT<br>DELURGIO                                      |  |                              |                          |
|  | FILING DATE<br>12/20/00                                    |  | GROUP<br>3629                |                          |

## U.S. PATENT DOCUMENTS

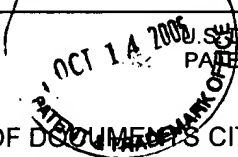
| EXAMINER<br>INITIAL* |    | DOCUMENT<br>NUMBER | DATE     | NAME            | CLASS | SUBCLASS | FILING DATE IF<br>APPROPRIATE |
|----------------------|----|--------------------|----------|-----------------|-------|----------|-------------------------------|
|                      | AA | 6,910,017          | 06/21/05 | Woo et al.      |       |          |                               |
|                      | AB | 6,546,387          | 04/08/03 | Triggs          |       |          |                               |
|                      | AC | 2002/0198794       | 12/26/02 | Williams et al. |       |          |                               |
|                      | AD | 2002/0123930       | 09/05/02 | Boyd et al.     |       |          |                               |
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|                      | AJ | 4,744,026          | 05/10/88 | Vanderbei       |       |          |                               |
|                      | AK | 3,017,610          | 01/16/62 | Auerbach et al. |       |          |                               |

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

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|  | BA | Barth, Brad, "Shopko Tests Automated Markdowns", WWD 10/04/00, pages 1-3.   |
|  | BB | Cook, Martie, "Optimizing Space and Sales with Markdown Software", Office.com, 05/31/2000, page 1.  |
|  | BC | "Essentus and Spotlight Solutions Partnership Delivers Precise Markdown Decisions", Business Wire, 04/17/00, 3 pages.                               |
|  | BD | Melcer, Rachel, "Local Tech Firm Creates Retail Markdown Tool", Business Courier online, 03/24/00, pages 1-4.                                       |
|  | BE | Technology Strategy Incorporated, <a href="http://www.grossprofit.com">www.grossprofit.com</a> , 03/02/00, pages 1-20.                              |
|  | BF | Andrew B. Gelman et al., "Bayesian Data Analysis", pgs. 439-455, Chapman & Hall/CRC, First Edition 1995, Reprinted 2000.                            |
|  | BG | Flanagan, David, "Javascript: The Definitive Guide, 3 <sup>rd</sup> Edition," published by O'Reilly in June 1998 (ISBN 1-56592-392-8) section 14.8. |
|  | BH | Berners-Lee, T., "Hypertext Markup Language 2.0 Working Paper," Nov 1995 (pages 1-3).   |

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| EXAMINER | DATE CONSIDERED |
|----------|-----------------|

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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|---|------------------------------|--------------------------|
|  <p>U.S. DEPARTMENT OF COMMERCE<br/>PATENT AND TRADEMARK OFFICE</p> <p>LIST OF DOCUMENTS CITED BY APPLICANT<br/>TO COMPLY WITH 37 C.F.R. 1.56</p> | ATTY. DOCKET NO.<br>DEM1P004 | SERIAL NO.<br>09/741,957 |
|   | APPLICANT<br>DELURGIO        |                          |
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|----------------------|--------------------|------|------|-------|----------|-------------------------------|
|                      |                    |      |      |       |          |                               |
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| BI | Tellis, Gerard J., and Fred S. Zufryden, "Tackling the Retailer Decision Maze: Which Brands to Discount, How Much, When and Why," Marketing Science, Vol. 1, No. 34, 1995 (pages 271-299). |
| BJ | Abraham, Magid M. and Leonard M. Lodish, "Promoter: An Automated Promotion Evaluation System," Marketing Science, Vol. 6, No. 2, 1987 (p. 101-123).  |
| BK | Little, John D. C., "Brandaid: A Marketing-Mix Model, Part 1: Structure," Operations Research, Vol. 23, No. 4, July-August 1975 (p. 628-655).  |
| BL | Cerf, Vinton G. and Robert E. Kahn, "A Protocol for Packet Network Interconnection," IEEE Transactions on Communications COM-22, May 1974, (p. 637-648).                                   |
| BM | "Webster's New World Dictionary", 2nd College edition, pgs 707 and 721, The World Publishing Company, 1972.  |
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